

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

FRANCIS MCARTHUR,

Plaintiff,

v.

ALAMEDA COUNTY PUBLIC
DEFENDER'S OFFICE, et al.,

Defendants.

Case No. 21-cv-09412-KAW

ORDER TO SHOW CAUSE

Re: Dkt. No. 39

On September 22, 2022, Defendants filed a motion to consider whether another party's material should be sealed. (Re: Dkt. No. 39.) Defendants sought to file under seal exhibits that were identified by Plaintiff as being confidential. Per Civil Local Rule 79-5(f), "[w]ithin 7 days of the motion's filing, the Designating Party must file a statement and/or declaration as described in subsection (c)(1)." Thus, the declaration of Plaintiff was due by September 29, 2022.

To date, Plaintiff has not filed its statement and/or declaration. Accordingly, the Court **ORDERS** Plaintiff to show cause, by **October 14, 2022**, why the exhibits should not be unsealed by: (1) filing a specific statement of the applicable legal standard and the reasons for keeping a document under seal, which must comply with Civil Local Rule 79-5(c), and (2) explaining why Plaintiff did not timely file its statement and/or declaration. Failure to comply in full will result in the Court denying the motion and ordering the exhibits unsealed. (*See* Civil Local Rule 79-5(f)(3) ("A failure to file a statement or declaration may result in the unsealing of the provisionally sealed document without further notice to the Designating Party."), (6) ("Additionally, overly broad

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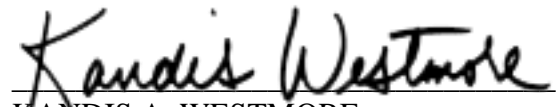
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requests to seal may result in the denial of the motion.”).)

IT IS SO ORDERED.

Dated: October 6, 2022


KANDIS A. WESTMORE
United States Magistrate Judge

United States District Court
Northern District of California